

Message Text

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14

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FM AMEMBASSY TOKYO

TO SECSTATE WASHDC 6407

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E.O. 11652: N/A

TAGS: EIND, JA

SUBJECT: JAPANESE COPYRIGHT LAW

REF: STATE 5086

1. STATE REF IS CORRECT, JAPANESE PUBLISHERS ARE PERMITTED, UNDER ARTICLE 33 OF THE COPYRIGHT LAW, TO REPRODUCE WORKS PREVIOUSLY PUBLISHED IN JAPAN OR OTHER COUNTRIES IN SCHOOL TEXTBOOKS FOR PRIMARY, JUNIOR OR SENIOR HIGH SCHOOL STUDENTS. THE LAW COVERS WRITTEN WORKS, WORKS OF ART (INCLUDING PHOTOGRAPHS THEREOF), PHOTOGRAPHS, MUSICAL COMPOSITIONS WITH WORDS (I.E., SONGS) ETC. MUSICAL COMPOSITIONS FOR INSTRUMENTS ONLY ARE NOT COVERED BY THIS LAW. ANYONE REPRODUCING SUCH WORKS MUST INFORM THE AUTHOR IN ADVANCE OF PUBLICATION AND PAY AUTHOR COMPENSATION AS FIXED ANNUALLY BY THE COMMISSIONER OF THE AGENCY FOR CULTURAL AFFAIRS. AUTHOR'S CONSENT IS NOW REQUIRED.

2. THE LATEST SCHEDULE OF COMPENSATIONS FOR REPRODUCING WRITTEN AND MUSICAL WORKS (SONGS) IS FOR 1974. THE SCHEDULE FOR 1975 WILL BE RELEASED BY MARCH 1976 AND THOSE FOR 1976 BY MARCH 1977. ACCORDING TO OFFICIALS IN AGENCY'S COPYRIGHT DIVISION THE REQUIRED COMPENSATIONS FOR 1975 WILL PROBABLY BE ABOUT 40 OR 50 PERCENT HIGHER THAN THOSE FOR 1974. THE JAPANESE PUBLISHERS WHO REPRODUCE WORKS IN SCHOOL TEXTBOOKS IN 1976 SHOULD PAY COMPENSATIONS DUE THE AUTHORS AFTER SUCH COMPENSATIONS ARE SET BY COMMISSIONER.

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3. COMPENSATION FOR WRITTEN WORKS OF 15,000 WORDS OR

MORE RANGE FROM YEN 2,600 IF 5,000 COPIES OR LESS ARE
PRINTED TO YEN 24,850 FOR ONE MILLION COPIES. FOR
SONGS, COMPENSATION IS YEN 900 PER LESS THAN 50,000
COPIES TO YEN 7,100 FOR ONE MILLION OR MORE COPIES.

4. COMPENSATIONS FOR 1974 AND COPY OF ARTICLE 33 OF
THE JAPANESE COPYRIGHT LAW BEING SENT
SEPARATELY.
HODGSON

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NNN

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